

EXHIBIT A

Housing - ARTHUR JACKSON

Inmate ID:	001232
Building:	Male Housing Unit 4
Floor:	N/A
Block:	BLOCK D
Cell:	Cell 212
Bed:	T
Start Date:	4/14/00
End Date:	4/16/00
Comment:	

Changed by: ANTEGI on 4/17/00 at 1:21: Entered by: ANTEGI on 4/16/00 at 2:22

Open... << Prev Next >> OK

Housing - ARTHUR JACKSON

Inmate ID:	001232
Building:	Male Housing Unit 4
Floor:	N/A
Block:	BLOCK D
Cell:	Cell 214
Bed:	T
Start Date:	4/22/00
End Date:	4/23/2000
Comment:	

Changed by: JOPEEA on 4/23/00 at 2:44 Entered by: HEIFRI on 4/22/00 at 3:53

Open... << Prev Next >> OK

GEORGE W. HILL CORRECTIONAL FACILITY
The GEO Group, Inc.
Inmate Housing History Report

<u>Inmate ID</u>	<u>Last Name</u>	<u>First Name</u>	<u>Unit</u>	<u>Block</u>	<u>Cell</u>	<u>Bed</u>	<u>Start Date</u>	<u>End Date</u>
001232	JACKSON	ARTHUR	WKEN	WKEN	01	50	2/26/00 04:03:5	3/27/00 00:00:00
001232	JACKSON	ARTHUR	HOM/	HOM/	01	37	4/3/00 08:51:36	4/12/00 00:00:00
001232	JACKSON	ARTHUR	MHU4	D	212	T	4/16/00 02:22:0	4/16/00 00:00:00
001232	JACKSON	ARTHUR	HOM/	HOM/	01	117	4/17/00 02:35:1	4/22/00 00:00:00
001232	JACKSON	ARTHUR	MHU4	D	214	T	4/22/00 03:53:3	4/23/00 00:00:00
001232	JACKSON	ARTHUR	HOM/	HOM/	01	105	4/23/00 22:44:3	5/26/00 00:00:00

EXHIBIT B

SEAN GARDENER

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA
CIVIL ACTION NO. CV-3230-02

ARTHUR JACKSON, III,) DEPOSITION UPON
)
 Plaintiff,) ORAL EXAMINATION
)
 - vs -) OF
)
DELAWARE COUNTY, et al.,) SEAN GARDENER
)
 Defendant.)

TRANSCRIPT OF DEPOSITION, taken by and
before SHAMEKA MASON, Certified Court Reporter and
Notary Public, at the Law Offices of HOWARD
ROLLINS LLC, 262 South 12th Street, Third Floor,
Philadelphia, Pennsylvania, on Wednesday, January
14, 2004, commencing at 9:23 a.m.

RSA/VERITEXT COURT REPORTING COMPANY
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SEAN GARDENER

1

2 BY MR. HOWARD:

3 Q. It's my understanding that you are not
4 represented by an attorney today, correct?

5 A. No.

6 Q. Not that it's necessary, but I just wanted
7 to make sure for the record.

8 A. I have one.

9 Q. You don't need to bring him or her today.
10 Do you remember the plaintiff, Arthur
11 Jackson?

12 A. Yes. I do.

13 Q. What's your recollection of him?

14 A. What do you mean?

15 Q. Tell me what you remember about him.

16 A. He used to come in for -- he came in for
17 quite a few weekends he had. He used to come in
18 every weekend drunk. So for the most part every
19 time he came in he was intoxicated. I'd send him
20 up to the prison. There should have been incident
21 reports on that.

22 The weekend that he did come in sober was
23 the weekend that this happened. He came in and he
24 was fine. He was sober. I gave him his bunk. He

SEAN GARDENER

1 went through the weekend, no problems out of him.
2 We used to have a lot of problems out of him
3 because he was intoxicated when he came in. He
4 was sober that weekend. I gave him his bunk. He
5 was fine for the weekend.

6 He came out Sunday night. They usually
7 came in about 5:30, quarter to 6:00. Everyone
8 would come to the front of the -- where I used to
9 sit, my area. They would all stand right there in
10 a group. I would start discharging guys to go
11 home. I said Arthur's name. I would call his
12 name out so he could be discharged. When I did,
13 he threw out a yelp. He screamed and he hit the
14 floor. All the other inmates screamed at me to
15 come over and to help him, so of course I did. I
16 ran over. Some of the inmates gave me towels and
17 I stuck it under his head because he was bleeding
18 out of his ears and nose. He was convulsing. He
19 was, like, shaking real bad. I tried to talk him
20 out of it. That's the best I knew to do with him.

21 Officer Dicave, I'm pretty sure, was the
22 one I told to call up to the center control to
23 master control to get medical sent down there
24 right away because we were two separate buildings

SEAN GARDENER

1 right on the bottom of the hill. Prison's on top
2 of the hill. So then medical would come down and
3 help him from there. Then the ambulance came.
4 Officer -- I think it was Lieutenant McCollough at
5 the time came down, tried to find out what was
6 going on. I let him know what was going on, sent
7 him out on the ambulance and I wrote that report.
8 That's basically what I, you know -- it was a few
9 years ago.

10 Q. That's what you remember?

11 A. Yeah.

12 Q. You indicated he came in -- he was drunk
13 most of the weekends?

14 A. Yes.

15 Q. How do you know he was drunk?

16 A. Came in slobbering, falling down. Pretty
17 much you could ask him. He'd tell you he was. He
18 was one of them guys that would just tell you.
19 You start to get to know these guys. They've been
20 there for a while. You start to remember who these
21 guys are when they come in, how they act. It's my
22 job to know. There's one of me and 150 of them.
23 You have to know what's going on with each guy.

24 Q. You were aware that he was on medication?

SEAN GARDENER

1 for -- we'd search them. They'd all line up in
2 the doorway, come in one at a time. I would take
3 their bags, anything they had with them. There's
4 certain things that they were allowed to have,
5 certain things they couldn't. Anything they
6 couldn't have I would take to one side,
7 cigarettes, all that kind of stuff. Things that
8 they could have, \$5 in quarters, go to the other
9 side. I would separate their stuff, let them have
10 their stuff back.

11 Their medications they couldn't have in the
12 jail with them, so they would be set to the side
13 and would be sent up to the jail to the nurse to
14 hand out. That's how that worked if they brought
15 them in.

16 Q. Did they always go to the same nurse each
17 weekend?

18 A. No. Sometimes -- there's Nurse Byrd.
19 There was a couple other nurses.

20 Q. But they would be taken up by a guard to
21 the medical unit?

22 A. Yes.

23 Q. On the weekends when the inmates would
24 bring in their personal possessions while they

SEAN GARDENER

1 were there for incarceration, how did you know
2 what medications they could have and couldn't?

3 A. They couldn't have any. Not even Tylenol.
4 Nothing.

5 Q. So all medications that they brought in
6 were supposed to be taken from them and sent up?

7 A. Yes.

8 Q. You had mentioned a few moments ago that
9 there were complaints by inmates that they weren't
10 getting their medications, correct?

11 A. Yes.

12 Q. Were those complaints, from your
13 recollection, that -- strike that.

14 Were those complaints made from February of
15 2000 to May 2000 or -- I don't want to limit it
16 just to that weekend. Were they continuous?

17 MR. HERBERT: Objection to the
18 form. You can answer.

19 THE WITNESS: Not to that weekend.
20 No.

21 BY MR. HOWARD:

22 Q. There were other weekends?

23 A. There was other weekends. It wasn't just
24 that weekend. He might not even have said

SEAN GARDENER

1 been drinking, that they need glucose.

2 Q. Were you aware that Mr. Jackson was a
3 diabetic?

4 A. Yes. I'm pretty sure he probably mentioned
5 that to me.

6 MR. HOWARD: I have no more
7 questions. Thank you.

8 BY MR. HERBERT:

9 Q. Mr. Gardener, you indicated that
10 Mr. Jackson would come in on most weekends drunk.
11 Do you believe it was because of his diabetes?

12 A. No.

13 MR. HOWARD: Object to form.

14 THE WITNESS: Because he would be
15 -- there's times he peed in his pants and
16 he was pretty messy, pretty nasty. He
17 reeked of alcohol. It wasn't -- to me it
18 didn't seem like it was anything that had
19 to do with diabetes. If he did, he should
20 have took his medication before he came or
21 he could have said to me I didn't take my
22 medication; that's what's wrong with me.
23 He never said that. He was drunk and there
24 was times he would say I had a few drinks.

SEAN GARDENER

1 I had this or he would -- that's how he
2 was.

3 BY MR. HERBERT:

4 Q. Were there times that Mr. Jackson didn't
5 bring his medications in on the weekends, do you
6 recall that?

7 MR. HOWARD: Objection. Calls for
8 speculation.

9 THE WITNESS: When he would come
10 in -- for the most part when he was
11 drinking, I didn't even search him. I just
12 sent him off to the jail because he was --
13 you have all these people coming in. You
14 got a guy that's really falling down drunk.
15 You just take him and send him up to the
16 jail. You have the other officer take him
17 up there.

18 BY MR. HERBERT:

19 Q. You would characterize Mr. Jackson when he
20 would come during the weekend that you observed
21 that he'd been drinking that he was falling down
22 drunk?

23 A. Oh. Yeah. He was obnoxious, just dirty,
24 reeked of alcohol, didn't want to, like, conform

EXHIBIT C

ORIGINAL

VOLUME II

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

- - -

ARTHUR JACKSON, III : CIVIL ACTION - LAW

:

vs.

:

:

DELAWARE COUNTY, ET AL : NO. 02-3230

- - -

Media, Pennsylvania

Wednesday, March 12, 2003

- - -

Continued deposition of ARTHUR JACKSON, III, taken pursuant to notice at the law offices of DiOrio & Sereni, L.L.P., Front and Plum Streets, Media, Pennsylvania, on the above date, beginning at approximately 9:38 a.m., before Marguerite Contino, a Professional Court Reporter and a Notary Public of the Commonwealth of Pennsylvania.

- - -

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Arthur Jackson, III

1 A. Not that I can recall.

2 Q. How about a blackout?

3 A. I may recall a blackout. I'm not a
4 hundred percent, a blackout.

5 Q. All right. If you remember, you let me
6 know, you jump in and tell me, but right now you
7 are telling me you can't remember any other
8 blackouts, right, or any blackouts?

9 A. I'm not saying I can't remember. I'm
10 saying I don't recall at this time.

11 Q. All right. You don't recall?

12 A. It could come back.

13 Q. I understand.

14 A. Whatever it is.

15 Q. All right. Now, do you drink alcohol
16 right now? Do you drink alcoholic beverages?

17 A. No.

18 Q. When was the last time you drank alcoholic
19 beverages?

20 A. February of 2001.

21 Q. And why did you stop at that time?

22 A. It just got old. Plus with my health,
23 being a diabetic, complicated with the memory
24 issues, the other things we've already discussed,

Arthur Jackson, III

1 and I was complicating it with alcohol, because
2 once I came out of denial, I just got sick of it
3 because that wasn't helping me. I wasn't living
4 right.

5 Q. All right. What were you consuming at
6 that time? What were you drinking?

7 A. I was just drinking beer.

8 Q. How much beer would you drink?

9 A. Oh, man, I don't know. I can't recall. I
10 can't really recall.

11 Q. Well, can you recall how many beers you
12 would have in one day?

13 A. No, sir.

14 Q. Or a week?

15 A. No, sir.

16 Q. Now, you can't recall how much you would
17 drink in a week?

18 A. No, sir.

19 Q. All right. And you didn't drink anything
20 more than beer?

21 A. That's all I drank was beer when I did.

22 Q. How about before your accident at the
23 prison, did you drink anything other than beer?

24 A. Before the accident at the prison?

Arthur Jackson, III

1 Q. Yes, sir.

2 A. You would have to go back to '94, '93.

3 Back then I was drinking beer and wine.

4 Q. And after that it was just beer up until
5 1991, correct, is that what you are saying?

6 MR. HOWARD: 2001 you mean?

7 BY MR. DiORIO:

8 Q. 2001, excuse me.

9 A. Yes.

10 Q. You were serving your weekend sentences
11 because of a driving under the influence
12 conviction, correct?

13 A. That's correct.

14 Q. Were you ever treated for excessive abuse
15 of alcohol or alcoholism?


16 A. Elaborate, please.

17 Q. Well, did you ever have any counseling?
18 Did you participate in any AA, for example? Did
19 you ever go to a rehab for alcohol?

20 A. When?

21 Q. At any time in your life.

22 A. In 2001 when I put my foot down, and I
23 said this is it, I'm done with this, I went to
24 Valley Forge Medical Center for ten days. The



Arthur Jackson, III

1 first time in my life I've ever been involved in
2 something like that, and they wanted to give me
3 medication in case I withdrawaled and all this
4 other stuff, in case I was seeing things. I
5 refused all medication, and said that I didn't
6 need medication. I just needed to be away from
7 the people that I was associating with at that
8 time. That's all I wanted was a bed and food and
9 the meetings that you go to. And that's what I
10 did ten days. and I haven't touched anything
11 since.

12 Q. How did you get to go to Valley Forge
13 Medical Center?

14 A. That was--

15 MR. HOWARD: What do you mean by
16 that question?

17 A. (Continued) In 2001, how was that? I
18 don't recall how that was covered.

19 MR. HOWARD: I'm sorry, I just want
20 to make sure I understand. How did he get
21 to go, how was it paid for?

22 MR. DiORIO: I don't mean how he
23 drove there.

24 MR. HOWARD: Okay.

Arthur Jackson, III

1 BY MR. DiORIO:

2 Q. Who referred you? Who suggested --

3 A. Dr. Silverman.

4 Q. And you were there for about ten days?

5 A. Ten days.

6 Q. And were you introduced to the 12-step
7 program at that time?

8 A. Yes, but I didn't attend the Alcoholics
9 Anonymous programs. I felt as though I didn't
10 need it and didn't attend.

11 Q. Did you get involved with a program like
12 that thereafter?

13 A. No.

14 Q. And you haven't had a drink since then?

15 A. Absolutely.

16 MR. HOWARD: Is that absolutely not
17 or absolutely you have?

18 THE WITNESS: Absolutely not.

19 MR. HOWARD: Thank you.

20 THE WITNESS: I've never got back
21 there, never.

22 BY MR. DiORIO:

23 Q. Were you ever in any programs or rehabs
24 prior to Valley Forge?

Arthur Jackson, III

1 A. No.

2 Q. Were you drinking -- I mean consuming
3 alcohol -- during the period when you were serving
4 your weekend sentences?

5 A. That was 2000. Yes, I was still. Yes, I
6 was.

7 Q. And that would have been beer?

8 A. Yes.

9 Q. Did you ever drink -- and this is a
10 serious question. Did you ever drink when you
11 were serving your weekend sentences while you were
12 in the jail?

13 A. While I was in the jail?

14 Q. Yes.

15 A. During the weekend sentence?

16 Q. Yes.

17 A. Elaborate.

18 Q. Did you ever have a drink when you were in
19 jail?

20 A. No.

21 Q. Did you drink before or after you would
22 show up for your weekend sentence or leave your
23 weekend sentence?

24 A. Before, you know, 3 o'clock in the

Arthur Jackson, III

1 afternoon. You have to be there by 6:00. You
2 can't come in intoxicated because if you are
3 intoxicated, you are sent up to the main building
4 to serve out your weekend or possibly your full 30
5 days.

6 Q. Did that ever happen to you where you got
7 sent up to the main jail?

8 A. I was sent up to the main jail once.

9 Q. And why was that, because you were
10 intoxicated?

11 A. No, because I got in an argument with
12 Gardner, CO Gardner. The previous weekend he had
13 confiscated my Walkman, but other inmates were
14 bringing theirs in. And he just, I guess, decided
15 that today was my day to mess with me. He took
16 it. He said I would get it back on discharge on
17 Sunday at 6:00.

18 The following weekend I came back.
19 Other inmates were bringing their Walkman in. I
20 asked Gardner if I could have mine back. He says,
21 "No."

22 I says, "Why not?"

23 "I can't find it."

24 "Well, where did you put it?" And

records